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15 AMBU A/S, AMBU INC., and AMBU LTD.

16 UNITED STATES DISTRICT COURT
17 SOUTHERN DISTRICT OF CALIFORNIA

18 THE LARYNGEAL MASK COMPANY LTD.
19 and LMA NORTH AMERICA, INC.,

20 Plaintiffs,

21 v.

22 AMBU A/S, AMBU INC., and AMBU LTD.,

23 Defendants,

24 AND RELATED COUNTERCLAIMS.
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Case No. 3:07-cv-01988 DMS (NLS)

Jury Trial Demanded

**APPLICATION FOR LEAVE TO FILE
UNDER SEAL PORTIONS OF DEFENDANTS'
REPLY IN SUPPORT OF MOTION FOR
RECONSIDERATION OF ORDER
GRANTING PLAINTIFFS' MOTION FOR
LEAVE TO TAKE FIVE DEPOSITIONS
BEYOND THE PRESUMPTIVE LIMIT OF
F.R.C.P. 30(a)(2)(A)(i)**

Date: September 15, 2009
Time: 2:00 p.m.
Courtroom: F, 1st Floor
Judge: Honorable Nita L. Stormes

1 Pursuant to Civil L.R. 7.2 and 79.2.c, Defendants Ambu A/S, Ambu Inc. and Ambu Ltd.,
2 (collectively “Ambu”) hereby moves the Court for an Order permitting it to file under seal in this
3 Court certain limited portions of text within Defendants’ Reply in Support of Motion for the
4 Reconsideration of Order Granting Plaintiffs’ Motion for Leave to Take Five Depositions Beyond
5 the Presumptive Limit of Fed. R. Civ. P. 30(a)(2)(A)(i) and exhibits to the Declaration of Patrick
6 E. Premo in Support Thereof, which contain information that has been designated by Ambu and by
7 Plaintiffs The Laryngeal Mask Company Ltd. And LMA North America Inc. (collectively
8 “LMA”) as confidential under the terms of the Protective Order entered by the Court on
9 September 3, 2008 (Dkt. No. 74).

10 The specific documents and portions of documents at issue are as follows:

- 11 1. Defendants’ Reply in Support of Motion for Reconsideration of Order Granting
12 Plaintiffs’ Motion for Leave to Take Five Depositions Beyond the Presumptive
13 Limit of F.R.C.P. 30(a)(2)(A)(i):
 - 14 a. Page 1, Line 12
 - 15 b. Page 7, Lines 16-19
 - 16 c. Page 8, Line 23
 - 17 d. Page 9, Lines 1-2, 11-12
 - 18 e. Page 9, Footnote 6
- 19 2. Declaration of Patrick E. Premo:
 - 20 a. Exhibit C
 - 21 b. Exhibit E
 - 22 c. Exhibit F

23 Ambu respectfully requests that the Court grant its Motion to file the above document
24 under seal in accordance with the Protective Order.
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Dated: September 8, 2009

FENWICK & WEST LLP

By: /s/ **Patrick E. Premo**
Patrick E. Premo

Attorneys for Defendants and Counterclaimants,
AMBU A/S, AMBU INC., AND AMBU LTD.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule 5.2 on September 8, 2009.

By: /s/ Patrick E. Premo

Patrick E. Premo

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